

C. ROBINSON & ASSOCIATES, LLC

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Attorneys for the Debtor
and Debtor in Possession

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: Chapter 11

PRESTON TAYLOR PROJECTS, LLC,	:	Case No. 15-10089 (SMB)
	:	
Debtor.	:	
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	X	

**AFFIDAVIT OF W. CHARLES ROBINSON PURSUANT TO
RULE 1007-2 OF THE LOCAL BANKRUPTCY RULES**

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

1. I submit this Affidavit pursuant to Rule 1007-2 of the Local Rules of Bankruptcy Procedure for the Southern District of New York.
2. I am the sole member of PRESTON TAYLOR PROJECTS, LLC, the debtor and debtor in possession (the "Debtor") in the above-captioned case. This affidavit has been prepared at my direction and I have personal knowledge of the matters set forth herein.
3. Unless otherwise indicated, the financial information set forth in this affidavit is unaudited.

**NATURE OF DEBTOR'S BUSINESS AND CIRCUMSTANCES LEADING TO
FILING**

4. On January 16, 2015 (the "Petition Date"), the Debtor filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the "Bankruptcy Code").

5. The Debtor is a limited liability company whose sole member is W. Charles Robinson and has been since its inception and there are no employees.

6. The sole asset of the Debtor is a commercial condominium located at The Diplomat Condominium, 820 Second Avenue, Ste. 7B, New York, N.Y. 10017 ("Condo") and is used exclusively as the law offices of your affiant.

7. The Debtor entered into a contract of sale for the Condo ("Sales Contract") with a sales price of \$1,800,000.00 on or about October 24, 2014.

8. The Sales Contract requires the Board of Managers of the Diplomat Condominium ("Board") to make a decision whether it will execute its right of first refusal to purchase the Condo.

9. A request with Proper documentation was submitted to the Board to make a decision regarding its right of first refusal.

10. The Board refused to make a decision regarding its right of first refusal because of a pending action entitled *The Board of Managers of the Diplomat Condominium v. Preston Taylor Projects, LLC*, Index No. TS 300521/10 in the Civil Court for the City of New York, County of New York ("Board Action"), between the Debtor and the Board regarding a disputed special assessment in the approximate amount of \$15,000.00.

11. The Board Action is scheduled for trial on March 24, 2015.

12. The Debtor is in foreclosure proceedings in the Supreme Court of the State of New York, County of New York in an action entitled *Wells Fargo Bank, N.A. v. Preston Taylor Projects, LLC, et al.*, Index No. 651836/13 where there are motions pending for summary judgment and appointment of a referee.

13. The Petition was filed to prevent the loss of the sole asset of the Debtor due to the refusal of the Board to exercise its right of first refusal.

14. There are no committees organized prior to the order for relief in this chapter 11 case.

CLAIMS

15. The following are the only unsecured claims:

Andrea Roschelle, Esq.
Starr Associates, LLP
Attorneys for the Board of Managers of the Diplomat Condominium
245 Fifth Avenue, Ste. 1102
New York, N.Y. 10016
(212) 620-2680
aroschelle@starr-lawfirm.com
Amount: \$10,146.69 approx; contingent, disputed and unliquidated

NYC Finance
PO Box 680
Newark, N.J. 07101
Manhattan (1), 01336, 1109
Amount: \$25,065.11

16. The following is the only secured claim:

Leslie S. Barr, Esq.
WINDELS MARX LANE & MITTENDORF, LLP
Attorneys for Wells Fargo Bank, N.A., as successor by merger to Wachovia Bank, National Association
156 West 56th Street
New York, New York 10019
Tel. (212) 237-10001
Fax. (212) 262-1215
Email: lbarr@windelsmarx.com

Amount: \$708,000.00

17. The Debtor has no other claims, for or against, assets or liabilities, or property other than those listed above.

Dated: February 3, 2015

A handwritten signature in cursive script, appearing to read 'W. Charles Robinson', written over a horizontal line.

W. Charles Robinson
Sole Member